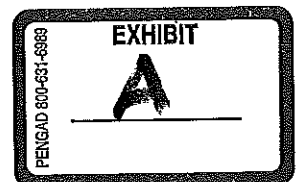


MONICA DANIEL HUTCHISON



1 A. I don't believe he invited me out while I
2 was at the prosecutor's office. This was
3 just at the law office.

4 Q. Okay. And did you ever go?

5 A. To get in the hot -- no.

6 Q. No?

7 A. No.

8 Q. Did you ever tell him you had any interest
9 in going out there?

10 A. No.

11 Q. Okay. Did Dianne ever invite you out?

12 A. I don't believe so, no.

13 Q. Okay. Did you ever invite Dianne and Mike
14 to go with you anywhere?

15 A. I had asked them to go to lunch with me.

16 Q. Okay. Did you invite them to go anywhere
17 else with you?

18 A. I had invited Dianne over for -- I had,
19 like, a cookie party. I invited her over
20 for that. That's all I can recall.

21 Q. Okay. Was there ever an occasion, either
22 during the time that you were working in the
23 private law practice or working in the
24 prosecutor's office, when you invited Dianne
25 and Mike to accompany you to a strip club?

1 A. This was at a conference.

2 Q. Where was the conference?

3 A. At the lake.

4 Q. Okay.

5 A. And the answer, I guess, would be yes.

6 Q. Okay. So how was it that you came to invite
7 Dianne and Mike to go to a strip club at the
8 lake?

9 A. It was a club that had male dancers at the
10 time, and it was kind of a joke.

11 Q. Okay.

12 A. 'Cause I didn't explain to Mr. Anderson it
13 was male dancers.

14 Q. Okay. Did you think that he might find that
15 an uncomfortable situation?

16 A. I don't know how he would have found that.

17 Q. Well, you didn't tell him and the joke was
18 that --

19 A. Right.

20 Q. -- presumably that he'd get there and be
21 uncomfortable; right?

22 A. Right, right.

23 Q. Was Dianne in on the joke?

24 A. No.

25 Q. No. So she didn't know either?

1 A. No.

2 Q. Was there ever any other occasion when you
3 invited Mike and Dianne to go to a strip
4 club with you?

5 A. I know that me and some of my friends had
6 went to a club on my birthday, and I believe
7 we invited Dianne to go with us.

8 Q. Do you remember when that was?

9 A. But I don't recall for sure if we did invite
10 her.

11 Q. Do you remember when that was?

12 A. No, I don't.

13 Q. Was that while you were with the
14 prosecutor's office?

15 A. Yes.

16 Q. And was that a club that had men or a club
17 that had women?

18 A. Women.

19 Q. Where was it? Yes, where was it?

20 A. At St. Robert.

21 Q. In St. Robert, Missouri? Do you remember
22 the name of the club?

23 A. No, I don't.

24 Q. And who went with you ultimately?

25 A. I'm trying to remember who all -- I don't

1 remember who all went. There was quite a
2 few. There was Terry Haden, Lorette Smith,
3 Millie Williams. I believe
4 Christina Wheeler went. I don't remember
5 who else went. I apologize.

6 Q. Okay. So it's fair to say that you went to
7 this strip club with a number of people who
8 were either employed in the Texas County
9 prosecutor's office or employed by the
10 county as a general proposition?

11 A. They were my friends.

12 Q. But they were employed by either -- in the
13 prosecutor's office or by the county?

14 A. Not all of them, no.

15 Q. Okay. Who was not employed by the county?

16 A. Terry Haden was not and Lorette Smith was
17 not.

18 Q. Okay. And did you -- did you invite these
19 individuals to go with you to this club?

20 A. No. I think we all just decided to go and
21 eat dinner down there, is what the plan was,
22 at one of their restaurants down there to
23 eat dinner.

24 Q. When you say "their restaurants" --

25 A. At St. Robert, one of the restaurants at

1 St. Robert. I can't recall the name of the
2 restaurant. Ruby Tuesdays, I believe it
3 was. And then after that we decided to go
4 out, so it wasn't actually planned to go to
5 the strip club. We planned to go down and
6 have dinner and go out to a club.

7 Q. And you decided that you'd go to this strip
8 club?

9 A. Correct.

10 Q. All right. Going back to
11 Defendant's Exhibit 14, in January 2003,
12 it's my understanding that you began your
13 employment with the Texas County
14 prosecutor's office. Is that accurate?

15 A. Yes.

16 Q. Hand you a document that's been labeled
17 Defendant's Exhibit 6. I thought I did.
18 Can you identify that?

19 A. It looks like my application for employment.

20 Q. Okay. Looking at the second page under
21 former employers, it appears that the
22 correctional center's been omitted as a
23 former employer. Is there any particular
24 reason why that was omitted?

25 A. No, other than I must have just forgot, but,

1 two, three, nights?

2 A. Correct.

3 Q. Do you remember any of the social activities
4 that you engaged in while you were on that
5 trip?

6 A. Mr. Anderson always took us to dinner.

7 Q. Do you remember if you attended any strip
8 clubs during the course of this particular
9 trip?

10 A. I believe that me and Christie may have went
11 to one -- I'm not positive -- and saw some
12 male strippers.

13 Q. Okay. Approximately how many occasions
14 during the time that you were employed in
15 the prosecutor's office did you go to a
16 strip club with another member of the
17 prosecutor's office staff?

18 A. Approximately -- counting that, probably two
19 or three times.

20 Q. Okay. Total over the course of the three
21 years?

22 A. I believe so.

23 Q. And of those two to three times, at least
24 one was to see male strippers, the other
25 ones would have been to see female

1 strippers?

2 A. I believe twice was male strippers.

3 Q. And once with --

4 A. One female, yes.

5 Q. Okay. Do you recall having any discussion
6 with other members of the prosecutor's
7 office staff about what went on at the strip
8 club with female strippers?

9 A. No. I don't recall, I mean, specifically
10 discussing anything.

11 Q. Okay. Do you recall having any
12 conversations with members of the
13 prosecutor's office staff about occasions
14 when you would go to strip clubs without
15 other members of the staff and then tell
16 them about what occurred at a strip club?

17 A. Well, we talked -- I mean, we were all
18 friends, and we probably -- all of us --
19 even myself -- talked about things that
20 wasn't appropriate in the office. Myself,
21 Mr. Anderson, the other girls, we all talked
22 about things we probably should have kept
23 outside of work.

24 Q. And that's not really answering the
25 question.

1 MR. FRANKLIN: Could you read back
2 what my question was?

3 (The requested portion of the
4 testimony was read back.)

5 A. No, I don't recall doing that.

6 BY MR. FRANKLIN:

7 Q. Okay. Is it fair to say that you would
8 discuss your sex life with other members of
9 the prosecutor's office staff?

10 A. It's fair to say that we all discussed --
11 like if -- on weekends -- if we had sex,
12 someone would say, "Did you get any this
13 weekend," you know, comments that probably
14 shouldn't have been said by myself or
15 anybody else, but we all participated in it,
16 yes.

17 Q. Okay. Is it fair to say that you were an
18 active and willing participant in these
19 conversations?

20 A. Yes.

21 Q. And it's fair to say that you would discuss
22 the sexual encounters that you had outside
23 of the workplace with the people that you
24 worked with?

25 A. Not in detail and not all the time, no.

1 BY MR. FRANKLIN:

2 Q. Was there a time -- during the period of
3 time that you worked in the prosecutor's
4 office, was there -- were you involved in a
5 sexual encounter with any of the other
6 members of the office?

7 MR. STEELMAN: And so that I
8 understand, your question is limited to her
9 period of public employment, to use
10 Judge Dorr's words; is that right?

11 MR. FRANKLIN: Yes.

12 MR. STEELMAN: Okay.

13 A. No.

14 BY MR. FRANKLIN:

15 Q. Did you, during the time that you were
16 employed in the prosecutor's office, discuss
17 past sexual encounters that you had with
18 members of the staff in the prosecutor's
19 office?

20 A. No --

21 Q. Okay.

22 A. -- not that I remember doing so, no.

23 MR. STEELMAN: By the way, let me
24 interpose an objection. It's pretty clever
25 the way you worded it, but that clearly was

1 Q. During the period of time that you were
2 employed in the prosecutor's office, did you
3 ask any of your co-workers to join you --
4 and this would be inclusive of Mr. Willis
5 and any other sexual partner of yours -- in
6 some type of a sexual encounter?

7 A. No.

8 Q. Okay. Did you ever physically touch any of
9 the members of the prosecutor's office staff
10 on or about their sex organs?

11 MR. STEELMAN: During the time she
12 was --

13 BY MR. FRANKLIN:

14 Q. During the time you were employed at the
15 prosecutor's office.

16 A. Not that I recall. We were always goofing
17 around and -- I mean, it was -- it was one
18 of those work environments where I was a
19 part of it. We would joke around all the
20 time, and we probably took it overboard, but
21 I don't recall ever --

22 Q. What kind of joking around are you talking
23 about?

24 A. Like talking about, "Hey, did you get some?"
25 "Yeah, I did," and -- oh, gosh, just making

1 comments to each other and --

2 Q. Did you ever comment on the physical
3 features -- did you ever, during the time
4 that you were employed in the county
5 prosecutor's office, comment on the physical
6 features of any of your co-workers in the
7 office?

8 A. Well, Stephanie Creek would always say, "Oh,
9 I'm so fat, you know, nobody looks at me."
10 And I said, "No, you're not. You're
11 beautiful. You're sexy." I would say
12 things like that.

13 Q. Did you ever comment on the breasts of any
14 of the other members of the staff during the
15 time that you were employed at the county
16 prosecutor's office?

17 A. Not that I recall.

18 Q. Okay. Was there ever an occasion that you
19 exposed your breasts to anybody that was
20 employed in the staff of the prosecutor's
21 office during the time that you were
22 similarly employed?

23 A. At my home.

24 Q. Okay. And when was this?

25 A. At a cookie party.

1 Q. Okay. Did you guys have -- what'd you guys
2 do after you got out of the pool?

3 A. I don't swim well, so I was actually hanging
4 on the side. We decided to go back to the
5 rooms and change and meet down to the social
6 bar that they had there at the motel.

7 Q. Okay. The hotel lounge, for lack of a
8 better term?

9 A. Yes.

10 Q. Okay. This was, again, kind of a group
11 decision. This wasn't Mike saying, "We're
12 going to meet down there"?

13 A. No, it was everybody.

14 Q. Okay. So did you feel comfortable having
15 drinks with Mike?

16 A. Yeah.

17 Q. Okay. Had you had drinks with him before?

18 A. At other conferences, yes.

19 Q. Okay.

20 A. Yes.

21 Q. Aside from other conferences, you never had
22 drinks with him; right?

23 A. I think we had a -- celebratory champagne,
24 'cause I had never tasted champagne before,
25 whenever he got into office.

1 Q. Okay.

2 A. Not that I recall other than that.

3 Q. Did he ever ask you to go to drinks with
4 him?

5 A. Yeah. He would ask me to -- "Hey, let's go
6 have a drink and celebrate," like if he had
7 a good day in court or something.

8 Q. Did you ever go with him?

9 A. No.

10 Q. Okay. And why not?

11 A. I just wasn't comfortable going.

12 Q. Okay.

13 A. I mean, I don't -- I don't want everybody to
14 think that, you know, Mike really sexually
15 harassed me all the way through, made it
16 horrible on me, 'cause it wasn't like that.
17 It was something that I was handling, and he
18 wasn't saying, "Hey, let's go have sex every
19 day or anything." It wasn't like that. It
20 didn't get bad till later on. I just wanted
21 to -- 'cause we were all -- even at the
22 prosecutor's office -- we were all probably
23 saying and doing things that was
24 inappropriate in the office.

25 Q. Well, and what I'm -- and you're kind of

1 alluding to this. What I'm getting at is,
2 you weren't offended by him asking you to
3 get a drink to celebrate a court victory or
4 a good day at the office?

5 A. No, I wasn't offended. I just didn't go.

6 Q. You didn't find that to be harassing?

7 A. No.

8 Q. Okay. All right. So when you went down to
9 the bar, how many people were down there?

10 A. Well, there was some other conference there,
11 too, like a Farm Ag or some kind of
12 conference, so there was probably, I want to
13 say, between 15 and 30 or -- I'm not
14 positive. There was quite a bit -- large
15 group of people.

16 Q. All right. And was it dark or was it light?
17 Could you see well?

18 A. Yeah, it was, like, off the lobby, so it was
19 pretty lit.

20 Q. Okay. You guys got drinks when you went in
21 there though; right?

22 A. Yes.

23 Q. Did Mike get a drink?

24 A. Yes.

25 Q. Had he been drinking at dinner?

1 Q. Did you also have home phone service through
2 U.S. Cellular?

3 A. No. It was through the local telephone
4 company.

5 Q. Okay. And that would be the phone number
6 that's reflected on that document?

7 A. Correct.

8 Q. Okay. All right. So how was it that
9 Corporal Jeff Kinder is calling you at home?
10 How did he know you?

11 A. We were friends.

12 Q. How did you become friends?

13 A. I met him whenever he came in to talk with
14 Mr. Anderson at the private law office.

15 Q. Okay. Did you socialize with him outside of
16 work?

17 A. Yes.

18 Q. Did you have a romantic relationship with
19 Corporal Kinder during the period of time
20 that you were employed in the prosecutor's
21 office?

22 A. Yes.

23 Q. Okay. For how long did you have a romantic
24 relationship with Corporal Kinder?

25 A. I'm not positive. Probably close to a year.

1 Q. Okay. Was he married at the time?

2 A. Yes.

3 Q. Okay. You were aware of that?

4 A. Yes.

5 Q. Did you discuss your relationship with
6 Corporal Kinder with any of the -- any of
7 your colleagues in the prosecutor's office?

8 A. Not that I recall.

9 Q. Okay. So if they became aware of your
10 relationship with Corporal Kinder, it was
11 not from direct comments from you?

12 A. No.

13 Q. Okay. How else might they have become aware
14 of your relationship with Corporal Kinder?

15 A. I don't know. He came in the office quite
16 often to bring in reports and stuff.

17 Q. Okay. During the period of time that you
18 were engaged in this romantic relationship
19 with Corporal Kinder, was he -- was your
20 relationship fairly discreet?

21 A. Yes.

22 Q. Okay. Was there ever an occasion when you
23 had a romantic encounter with both
24 Corporal Kinder and his wife during the time
25 that you were employed in the Texas County

1 prosecutor's office?

2 A. No.

3 Q. Okay. Was Corporal Kinder's wife ever aware
4 of your relationship with him?

5 A. Not that I'm aware of, no.

6 Q. Okay. So did you subsequently have -- after
7 this December 8th call from Corporal Kinder,
8 did you subsequently have a meeting with
9 Mike Anderson to discuss your return to the
10 prosecutor's office?

11 A. Yes.

12 Q. When did that meeting occur?

13 A. I don't remember. I don't even know what
14 day the first was on, like, through the
15 week.

16 Q. Okay.

17 A. I don't recall what day it was that we
18 spoke.

19 Q. Was it a long duration or a short duration
20 between the call with -- between you and
21 Corporal Kinder?

22 A. Probably a couple days, I would say, but I'm
23 not real positive.

24 Q. Okay. And where did this conversation occur
25 with Mr. Anderson?

1 BY MR. FRANKLIN:

2 Q. Was working on the criminal cases a better
3 position than working on the child support
4 or no --

5 A. It just depended on how you view it, if you
6 like that or you like the other. I didn't
7 do child support, so I don't know.

8 Q. Okay. Was there any level of supervision
9 that the person in charge of criminal had
10 over the other individuals?

11 A. No.

12 Q. What about Stephanie Creek --
13 notwithstanding the objection I understand
14 Mr. Steelman will pose -- do you have any
15 reason to believe that Stephanie Creek would
16 have a reason to lie about your behavior in
17 the office?

18 MR. STEELMAN: Same objection.

19 A. Yes, same response. I mean, she worked for
20 Mr. Anderson, and, I mean, I'm sure she
21 wanted to keep her employment.

22 BY MR. FRANKLIN:

23 Q. You indicated previously that you -- that
24 during the time that you were employed in
25 the prosecutor's office you had sexual

1 A. Not that I'm aware of.

2 Q. Okay. Are you aware of any employment
3 opportunities that you lost out on as a
4 result of Mr. Anderson terminating your
5 employment?

6 A. From when I left on December 23rd?

7 Q. Yes.

8 A. No.

9 Q. Are you aware of any employment
10 opportunities that you lost -- that you were
11 unable to obtain because he filed this state
12 court lawsuit against you in June of 2006?

13 A. I feel like it's detrimental to me even now.

14 Q. I understand that. Are you aware of any
15 specific job opportunities that you were
16 unable to obtain because he filed that
17 lawsuit?

18 A. Not at this time.

19 Q. Okay. Has this lawsuit ever been raised in
20 the course of an employment interview that
21 you have been a part of?

22 A. Yes.

23 Q. Okay. What employment interview was it that
24 this lawsuit was discussed at?

25 A. Almost every one of them except

1 Q. During the time that you worked at the
2 prosecuting attorney's office, did you ever
3 tell anyone in that office that you had gone
4 to Big Louie's, the strip club in
5 St. Robert?

6 A. It's possible it was -- that's probably -- I
7 think that's the name of the strip club
8 where myself and the co-workers had went to.

9 Q. During the time that you worked at the
10 prosecutor's office, did you ever talk with
11 the co-workers about giving oral sex to any
12 of the dancers there?

13 A. No.

14 Q. Did you ever tell any attorneys who came in
15 the office that you had done that?

16 A. No.

17 MR. STEELMAN: Can we go off the
18 record for just a second?

19 (A discussion was held off the
20 record.)

21 BY MR. HARRIS:

22 Q. Do you have any tattoos?

23 A. Yes.

24 Q. Where are they located?

25 A. I have one right below my waistline here. I